

and jurisdiction which are at this date possessed and exercised by the several circuit judges within said counties, and all provisions of law now applicable to the circuit court or to the judge thereof shall apply, and are hereby made to apply, with same force and effect, to said courts within said first and second circuits, and to the judges whose appointment and election are herein provided for, except so far as the same may be inconsistent with the provisions of this act.

**Records.** SEC. 11. The records and books heretofore kept for the business of the circuit courts within and for said counties, shall be continued and used within said respective counties for the same purposes, under the provisions of this act.

**Repealing clause.** SEC. 12. All acts and parts of acts inconsistent with the provisions of this act, are hereby repealed.

**Publication.** SEC. 13. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, and Iowa State Leader, newspapers published at Des Moines, Iowa, the provisions of section 33, of the Code, to the contrary notwithstanding.

Approved, March 16, 1878.

I hereby certify that the foregoing act was published in the *Iowa State Leader*, March 18, and in the *Iowa State Register*, March 19, 1878.

JOSIAH T. YOUNG, *Secretary of State.*

## CHAPTER 52.

### ROAD SUPERVISORS.

S. F. 245. AN ACT to Amend Section 990, Chapter 2, Title 7, of the Code of 1873.

*Be it enacted by the General Assembly of the State of Iowa:*

**Code, § 990 amended.** SECTION 1. That section 990, chapter 2, title 7, of the Code of 1873, which is in words and figures, as follows:

**Damages caused by unsafe bridge or highway.** "Section 990. When notified in writing that any bridge or any portion of the public highway is unsafe, the supervisor shall be liable for all damages resulting from the unsafe or impassable condition of the highway or bridge; after allowing a reasonable time for repairing the same."

Be, and the same is hereby amended, by adding thereto the following:

**County bridge.** "And if there is in his district any bridge erected or maintained by the county, then, in that event, he shall, on such notice of the unsafe condition of such county bridge, as soon as he reasonably can, obstruct passage on such bridge and use strict diligence in notifying at least one member of the board of supervisors of his county in writing of the unsafe condition of such bridge; and if he fails so to obstruct and notify, he shall be liable for all dam-

**Liability of supervisor.**

ages growing out of the unsafe condition of such bridge, occurring between the time he is so notified and such time as he neglects in obstructing such passage; and any person who shall remove such obstruction shall be liable for all damages occurring to any person resulting from such removal."

*Provided*, That nothing herein contained shall be construed to relieve the county from liability for the defects of said bridge. Proviso.

Approved, March 16, 1878.

## CHAPTER 53.

### SALE OF SCHOOL LANDS IN ALLAMAKEE COUNTY.

AN ACT to Legalize the Sale of certain School Lands in Allamakee s. F. 158. county.

**WHEREAS**, The board of supervisors of Allamakee county, made sale by contract, of certain school lands in said county to different parties, which land is described as follows, to-wit: The n. half, s. e.  $\frac{1}{4}$  section 16, town 96, range 4. The s. half, n. e.  $\frac{1}{4}$  section 34, town 97, range 6. The n. e.  $\frac{1}{4}$  n. e.  $\frac{1}{4}$  section 8, town 96, range 6. The n. w. n. w. section 9, town 96, range 6. The n. w. n. w section 34, town 97, range 5, west of the fifth P. M., the appraisement of which fails to appear of record; and,

**WHEREAS**, The said board made sale of a certain other parcel of school land, by contract, to-wit: The n. half s. e. section 16, 99, 6, west of the 5th P. M., the same having been sold for a sum less than the appraised value; therefore,

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1.** That the sales of said land are hereby legalized and made valid to the same extent as if the said appraisement appeared of record; and that the sale of the said n.  $\frac{1}{4}$  s. e.  $\frac{1}{4}$  section 16, 99, 6, be also legalized and made valid to the same extent as if it had been sold for a sum equal to or about its appraised value; and that upon the transmission of a certificate to the state land office, by the county auditor of said county, certifying that the several purchasers of said parcels of land have paid the contract price for the same, the said parties thus purchasing shall each be entitled to a patent for said land. Sales legalized.  
Patents to be issued.

Approved, March 16, 1878.